

some other State as a commissioned officer; or, if not in active service at the time of his election, must have had prior service of at least three years in the national guard of this or some other State, or in the army or marine corps of the United States, or in all combined, as a commissioned officer. The captain of the naval brigade shall have been an officer in the naval brigade, or has served as an officer in the United States navy for at least three years.

1908. ch. 103, sec. 34.

33. Before receiving a commission or being commissioned to a higher grade as a result of promotion, every officer must have passed a satisfactory examination before a board as to his knowledge of military affairs and general knowledge and fitness for the service, and any one failing to pass such an examination shall not be eligible for an office in the national guard of the State, or for promotion for the period of one year from date of such failure, except upon the recommendation of the commanding officer of the regiment or separate organization when another examination may be ordered. The brigadier general is exempt from examination.

1908, ch. 103, sec. 35.

34. Boards of examination, provided for in the preceding section, shall be appointed by the commander-in-chief, or caused by him to be appointed by the commanding officer of the first brigade of not less than three officers, including at least one field officer from each regiment, and shall inquire into the military, moral and general capacity, qualifications and efficiency of any officer who has been commissioned, or who may be elected or nominated for commission in the national guard; and said board shall have the same power to take evidence, administer oaths and compel witnesses to attend and testify and produce books and papers, and punish those failing to do so, as is possessed by a general court-martial. The said board shall convene at headquarters of the brigade at least four times in each year if there are any candidates to be examined, said sessions to be held in the months of January, April, July and October, and at such other times and places as the convening authority shall direct; and for the naval brigade at such times and places as the commander-in-chief may direct. At least two weeks' notice of date of sitting will be given all officers ordered to appear for examination. Within twenty days after each examination said board shall make a detailed report of its results to the commander-in-chief, who shall thereupon revoke the commissions of all officers who have been previously commissioned on probation failing to appear, and of those failing to pass an examination satisfactory to said board; provided, that he may allow an examination to any officer who shall give him a satisfactory excuse for not appearing before said board when first ordered, and on recommendation of said board may allow a second examination to any officer fail-